

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 14, 2010

DIVISION TWO

B217349 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Eduardo B., Sr., et al.
 Eduardo B., Jr.

The juvenile court's order is affirmed.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.
 Chavez, J.

B211605 Ocean Fresh Trading Inc. (Not for Publication)
 v.
 Dang, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

B217672 People
 v.
 Louder

Filed order denying petition for rehearing.

April 14, 2010 (Continued)

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida G. Clayton, Deputy Clerk.

Each of the following:

B206972 People v. Andrea C.
B214031 People v. Alfonsa F. Jimenez
B210378 James Francis Keith
B218754 DCFS v. J.M.
B218636 DCFS v. J.V.

Argument waived, cause submitted.

B216142 D'Angelo Jimenez, a Minor, etc.
v.
Doctors of Women Health Center Inc., et al.

Merits:
Argued by Nathaniel J. Friedman for appellants and by Denise H. Greer for respondents. Cause submitted.

B215370 Los Angeles County, D.C.F.S.
v.
C.T., et al.

Merits:
Argued by Jennifer Mack for appellants and by Judith Judy, Deputy County Counsel for respondent. Cause submitted.

B216438 Lorna Roos
v.
Michael Y. Roos

Merits:
Argued by appellant Lorna Roos, in propria persona. No appearance for respondent. Cause submitted.

DIVISION THREE (continued)

B210930 Justin-Fuss-McCullough, et al.
v.
Nike, Inc., et al.

Merits:
Argued by Mark Oring for appellants and by Fred D. Heather for respondents. Cause submitted.

B217820 Larry Tash, et al.
v.
Harriet Goldfarb Individually and as Executor, etc.

Merits:
Argued by Michael O'Brien for appellant and by Matthew C. Brown for respondents. Cause submitted.

B208461 The People
v.
Guaro Rocha Roman

Merits:
Argued by James Barnes for appellant and by Daniel C. Chang for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida G. Clayton, Deputy Clerk.

Each of the following:

B206583 People v. Amy Lynn Preasmyer
B211820 Miguel Eugne Carerra
B218516 People v. Herberth Morales Sazo

Argument waived, cause submitted.

DIVISION THREE (continued)

B215305 People
 v.
 Ronald Fisher

Merits:
Argued by John L. Staley for appellant and by Michael A. Katz, Deputy Attorney General for respondent. Cause submitted.

B215051 County of Los Angeles
 v.
 Indiana Lumbermens Mutual Insurance Company

Appearances:
Paul Hong-Suk Kim for respondent and no appearance for appellant.
Argument waived, cause submitted.

B216345 Adolfo Davis
 v.
 Superior Court, Los Angeles County
 (The People, r.p.i.)

Merits:
Argued by Karen E. Nash for petitioner and by Roberta Schwartz, Deputy District Attorney for real party in interest. Cause submitted.

B212814 Hector Antonio Del Valle, et al.
 v.
 Miguel Magdaleno, et al.

Merits:
Argued by Adela Carrasco for appellants and by Stephen Allen Rosa and Christopher Overton for respondents. Cause submitted.

Court adjourned.

DIVISION FOUR

B218349 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Gary J.

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Manella, J.

B219736 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Laura V.

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Manella, J.

B209622 People (Not for Publication)
v.
Ruiz, et al.

The judgment is reversed.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

April 14, 2010 (Continued)

DIVISION FOUR (continued)

B212753 Jane Doe (Not for Publication)

v.

Richard J. Samson, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Manella, J.

We concur: Epstein, P.J.
 Willhite, J.

DIVISION FIVE

B217424 People (Not for Publication)

v.

Larry Gonzales

The judgment is affirmed.

Kriegler, J.

We concur: Mosk, Acting P.J.
 Weisman, J. (Assigned)

B215541 Robin Ramey (Not for Publication)

v.

Johnny Boyd

The judgment is affirmed. Each party to bear their own costs.

Kriegler, J.

We concur: Mosk, Acting P.J.
 Weisman, J. (Assigned)

April 14, 2010 (Continued)

DIVISION FIVE (continued)

B215148 People (Not for Publication)
v.
Richard Garcia

The judgment is affirmed. The trial court's minutes and the abstract of judgment are ordered modified to reflect the oral pronouncement of sentence by stating that the 10 and 20 year terms for personally using (12022.53, subd. (b)) and personally and intentionally discharging (12022.53, subd. (c)) a firearm were imposed and stayed pursuant to section 654.

Mosk, Acting P.J.

We concur: Kriegler, J.
Weisman, J. (Assigned)

B213630 People (Not for Publication)
v.
Eddy Zuniga, et al.

The judgment is affirmed.

Mosk, Acting P.J.

We concur: Kriegler, J.
Weisman, J. (Assigned)

DIVISION SIX

Court convened at 1:30 p.m.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

DIVISION SIX (continued)

B217205 Gonzalez
 v.
 Valverde, etc., et al.

Appearances:
Counsel for appellant failed to appear. Leslie A. Walden, Deputy Attorney General, appeared for respondents. Argument waived, cause submitted.

B221767 Monica S.
 v.
 Ventura County Superior Court
 (Human Services Agency, r.p.i.)

Extraordinary:
Presented by Monica S., petitioner appearing in propria persona and by Alison L. Harris, Assistant County Counsel, for real party in interest. Cause submitted.

B216042 Marriage
 of
 Casazza

Merits:
Argued by George H. Hultman for appellant and by Michael T. Frawley for respondent. Cause submitted.

B209599 Lancashire
 v.
 Lancashire

Merits:
Argued by Garrett Clark Dailey for appellant and by Jacqueline Misho for respondent. Cause submitted.

DIVISION SIX (continued)

B218720 Century 21 Butler Realty, Inc.
 v.
 Dennell, et al.

Merits:

Argued by Jerome Zamos for appellant, by Jack L. Collison for respondent Dennell and by Matthew T. Allen for respondent Hamer, et al. Argument previously waived by respondent Brady. Cause submitted.

B216531 Barrett
 v.
 County of Ventura

Merits:

Argued by Mark Alan Papay for appellants and by Jeffrey Held for respondent. Cause submitted.

Court recessed.

Court reconvened at 3:40 p.m.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B209176 Camp
 v.
 California Highway Patrol, et al.

Merits:

Argued by Mark A. Brown, Deputy Attorney General for appellants and by Thomas G. Stolpman for respondent. No appearances by respondents Funk and Morales pursuant to Rule 8.220(a)(2), Calif. Rules of Court. Cause submitted.

April 14, 2010 (Continued)

DIVISION SIX (continued)

B215836 Gaviota Coast Conservancy
v.
Santa Barbara Local Agency Formation Commission

Merits:

Argued by Ginetta Lorraine Giovinco for appellants Makar Properties, et al.; by William M. Dillon, Deputy County Counsel for appellant Santa Barbara Local Agency Formation Commission; by Susan Margaret Basham for appellant Goleta Water District and by Ellison Folk for respondents Gaviota Coast Conservancy, et al. Cause submitted.

Court adjourned.

B217212 Vista de Santa Barbara, Inc.
v.
Vista de Santa Barbara Assoc.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SEVEN

B213641 People (Not for Publication)
v.
Sanchez

The judgment of conviction is affirmed, the sentence is reversed, and the case is remanded to the trial court for resentencing consistent with this opinion.

Zelon, J.

We concur: Perluss, P.J.
Jackson, J.

April 14, 2010 (Continued)

DIVISION SEVEN (continued)

[illegible]

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Jackson, J.

B212499 People v. Brady (Not for Publication)

The judgment is modified to reflect a court security fee of \$20 for each of Brady's two convictions for a total of \$40, a restitution fine of \$200, and a stayed parole revocation fine of \$200. As so modified, the judgment is affirmed. The clerk of the court is directed to prepare a corrected abstract of judgment, and to forward a copy of the corrected abstract of judgment to the Department of Corrections and Rehabilitation.

Zelon, J.

We concur: Perluss, P.J.
Jackson, J.

B211259 People (Not for Publication)
v.
Garcia

The judgment is affirmed.

Zelon, J.

We concur: Woods, Acting P.J.
Jackson, J.

April 14, 2010 (Continued)

DIVISION SEVEN (continued)

[illegible]

The order under review is affirmed.

Zelon, J.

We concur: Woods, Acting P.J.
Jackson, J.

[illegible]

The judgment is affirmed. Barton is awarded her costs on appeal.

Jackson, J.

We concur: Perluss, P.J.
Zelon, J.

B215767 Hobbs (Not for Publication)
v.
City of Long Beach

The judgment is affirmed. Defendant shall recover its costs on appeal.

Jackson, J.

We concur: Perluss, P.J.
Woods, J.

DIVISION SEVEN (continued)

[illegible]

The judgment is affirmed.

Jackson, J.

We concur: Perluss, P.J.
Zelon, J.

[illegible]

The judgment is affirmed as modified. The superior court is directed to correct the minute order and to prepare and to forward to the Department of Corrections and Rehabilitation a corrected abstract of judgment that stays defendant's concurrent sentence on count 2 for simple assault, reflects defendant's aggregate sentence as five years four months (three years on count 6, plus eight months on count 1, plus eight months on count 3, plus one year on count 4), indicates defendant's consecutive term in county jail is to be served upon completion of his term in state prison (see *In re Eric J.* (1979) 25 Cal.3d 522, 537-538), and shows a \$1,000 parole revocation fine imposed and suspended under section 1202.45. (See *People v. Smith* (2001) 24 Cal.4th 849, 853.)

Jackson, J.

We concur: Perluss, P.J.
Woods, J.

April 14, 2010 (Continued)

DIVISION SEVEN (continued)

B216860 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Debra V.

The order is affirmed.

Jackson, J.

We concur: Perluss, P.J.
Zelon, J.

DIVISION EIGHT

B216908 People (Not for Publication)
v.
Ronald R.,
In re Ronald R., a Person coming Under the Juvenile Court Law.

The judgment is affirmed.

Bigelow, P.J.

We concur: Flier, J.
Grimes, J.